

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

FEDERAL TREASURY ENTERPRISE
SOJUZPLODOIMPORT and OAO
"MOSCOW DISTILLERY CRISTALL",

Plaintiffs,

-against-

SPIRITS INTERNATIONAL B.V., SPI
SPIRITS LIMITED, SPI GROUP SA, YURI
SHEFLER, ALEXEY OLIYNIK, WILLIAM
GRANT & SONS USA, WILLIAM GRANT
& SONS, INC., STOLI GROUP (USA) LLC,
and ZHS IP AMERICAS SÀRL,

Defendants.

1:14-CV-00712 (SHS)

**ORDER APPOINTING COMMISSIONERS TO TAKE EVIDENCE PURSUANT TO
CHAPTER II, ARTICLE 17 OF THE HAGUE CONVENTION OF 18 MARCH 1970 ON
THE TAKING OF EVIDENCE ABROAD IN CIVIL OR COMMERCIAL MATTERS**

The Court, having reviewed the Joint Motion for Appointment of Commissioners to Take Evidence Pursuant to Chapter II, Article 17 of the Hague Convention of 18 March 1970 on the Taking of Evidence Abroad in Civil or Commercial Matters (ECF No.406), and supporting papers submitted by Plaintiffs Federal Treasury Enterprise Sojuzplodoimport and OAO "Moscow Distillery Cristall" (collectively, "Plaintiffs"); Defendants Spirits International B.V., SPI Spirits Limited, SPI Group SA, Yuri Shefler, Alexey Oliynik, Stoli Group (USA) LLC, and ZHS IP Americas Sàrl (collectively, "SPI Defendants"); and Defendants William Grant & Sons USA, and William Grant & Sons, Inc (collectively, "WGS Defendants"),

HEREBY ORDERS THAT:

- (a) The Joint Motion (ECF No. 406) is GRANTED;

(b) Pursuant to Article 17 of the Hague Convention, Remo Decurtins (the “Swiss Commissioner”), Marc L. Greenwald, Keith R. Hummel, and Edward T. Colbert (together, the “Commissioners”) are duly appointed, pending the approval of the Swiss Federal Office of Justice (“FOJ”), as commissioners to take evidence in the above-captioned action, specifically in connection with the deposition of Alexey Oliynik in his individual capacity and on behalf of the SPI Defendants pursuant to Plaintiffs’ Rule 30(b)(6) notice served on the SPI Defendants, subject to the parties’ agreement regarding the scope of the topics in the notice;

(c) This signed Order will be given to the counsel for the parties and the Swiss Commissioner who is directed to file it together with the necessary application for authorization from the relevant Swiss authorities within five (5) business days of the date of this order;

(d) Neither this Order, nor the terms of the Court’s Request (which is incorporated into this Order) shall constitute or operate as a waiver of the attorney-client privilege, the work product doctrine, or any other privileges, rights, or protections that may apply to evidence under the laws of Switzerland or the United States.

IT IS SO ORDERED.

Dated: January 8, 2021

A handwritten signature in blue ink that reads "Sidney H. Stein". The signature is written in a cursive, flowing style.

Sidney H. Stein
United States District Judge